

1 OFFICE OF THE ATTORNEY GENERAL
2 Edward Manibusan
3 Attorney General
4 J. Robert Glass, Jr. (F0523)
5 Chief Solicitor
6 Kassandra Knoff (T0178)
7 Assistant Attorney General
8 Hon Juan A. Sablan Mem. Bldg., 2nd Floor
9 Saipan, MP 96950-8907
10 Tel: (670)-237-7500
11 Fax: (670)-664-2349
12 e-mail: Kassandra_knoff@cnmioag.org
13 Attorney for DPS Commissioner Macaranas
14 In his Official Capacity

15 **IN THE UNITED STATES DISTRICT COURT FOR THE
16 NORTHERN MARIANA ISLANDS**

17 PAUL MURPHY,

18 Plaintiff,

19 v.

20 Anthony Iglecias Macaranas, in his official
21 capacity as Commissioner of the Department
22 of Public Safety of the Northern Mariana
23 Islands

24 Defendant.

Civil Action No. 1-24-CV-00017

25 **MOTION TO DISMISS UNDER
26 FEDERAL RULES OF CIVIL
27 PROCEDURE 4 AND 12(b)(5)**

28 **Hearing Date:** [__]

Time: [__]

Judge: [__]

17 Pursuant to Federal Rules of Civil Procedures 4 and 12(b)(5), Commissioner Anthony
18 Macaranas in his official capacity as Commissioner of the Department of Public Safety, by and
19 through his attorney of record, Chief Solicitor, J. Robert Glass, Jr., hereby files this Motion to
20 Dismiss.

21 Plaintiff failed to properly serve Defendant under applicable state law.

22 A Memorandum of Law in support of Defendant's Motion is submitted along with this
23 motion as required by Local Rule 7.1(b).

24 Respectfully Submitted,

25 February 26, 2025

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2 CNMI OFFICE OF THE ATTORNEY GENERAL
3 EDWARD MANIBUSAN, ATTORNEY GENERAL
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6 By: /s/ J. Robert Glass Jr.
7 J. Robert Glass, Jr., Bar No. F0523
8 Chief Solicitor
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10 Office of the Attorney General
11 Commonwealth of the Northern Mariana Islands
12 Attorneys for the Commonwealth
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CERTIFICATE OF SERVICE

14 I hereby certify that the above and foregoing Motion and Memorandum In Support has
15 been electronically filed and served on Plaintiff through the ECF system on February 26, 2025.
16

17 /s/ J. Robert Glass Jr.
18 J. Robert Glass, Jr., Bar No. F0523
19 Chief Solicitor
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21 Office of the Attorney General
22 Commonwealth of the Northern Mariana Islands
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